

# LETTER OF CREDIT - STATE OF KANSAS

## INSTRUCTIONS:

1. The letter is considered to be security for the purpose of paying workers compensation claims.
2. The format of the Form K-WC 130, Irrevocable Letter of Credit, and Trust Operational Agreement, cannot be altered without permission of the Division of Workers Compensation.
3. If the issuing bank is an out-of-state bank, it may be necessary to have a Kansas bank listed as a confirming bank.
4. It will be the responsibility of the bank issuing the Letter of Credit and/or Trust Operational Agreement to provide the Division of Workers Compensation at the time of the initial issuance of the Letter of Credit and/or Trust Operational Agreement, and prior to the annual relevant expiry day, relevant financial information. A copy of the Bank Fact Sheet is enclosed. **A completed Bank Fact Sheet with a copy of the Bank's latest financial report must be submitted for review, and approval, prior to issuance of a Letter of Credit. (If the Bank has a parent bank, then the financials and Bank Fact Sheet data must be from the parent bank.)**

# IRREVOCABLE LETTER OF CREDIT

BANK \_\_\_\_\_

Letter of Credit No. \_\_\_\_\_ Date \_\_\_\_\_

Confirming Bank:	Applicant:
Beneficiary:	Amount:
<div>DIVISION OF WORKERS COMPENSATION KANSAS DEPARTMENT OF HUMAN RESOURCES 800 SW JACKSON STE 600 TOPEKA KS 66612-1227</div>	Date & Place of Expiry:

We hereby establish our irrevocable Letter of Credit in your favor for the account of \_\_\_\_\_ up to an aggregate amount of \_\_\_\_\_ available at your request subject to the terms of this Letter of Credit drawn on \_\_\_\_\_ and accompanied by:  
(name of bank)

The notarized signed Order by the Director of The Division of Workers Compensation that the purpose of any amounts drawn hereunder is for the purpose of securing payment of compensation, costs and assessments incurred by the \_\_\_\_\_ (self-insured) under the provisions of the Workers Compensation Act of the state of Kansas.

# IRREVOCABLE LETTER OF CREDIT

1. Each order by the Director of The Division of Workers Compensation presented under this Letter of Credit must state the amount, and that it is drawn upon Letter of Credit Number \_\_\_\_\_ of the \_\_\_\_\_ issued on \_\_\_\_\_ with an expiration date of \_\_\_\_\_.  
(name of bank)  
The amount and date of each draft shall be endorsed on this Letter of Credit. Partial drawings are permitted.
2. When the bank receives a notarized signed order by the Director of the Division of Workers Compensation under this Letter of Credit specifying the amount to be drawn, the above named bank will deposit these amounts into a trust fund to be established by the bank where this Letter of Credit is issued.
3. This Letter of Credit is considered by us as automatically extended for a period of one (1) year each from the then relevant expiry day, unless at least sixty (60) days prior to the relevant expiry date we notify you by registered mail that we elect not to extend this Letter of Credit for any additional period.
4. Where the Principal does not obtain a new security instrument, the Bank shall be liable for all past, present and future obligations of the Principal that relate to accidents or occupational diseases which occurred during the period in which the Letter of Credit was in effect. Such obligations will extend to past, present and future payments of temporary and permanent compensation, medial compensation, death benefits, court costs, assessments and any other liability or assessment imposed on a Principal by the Kansas Workers Compensation Act in regard to accidents or occupational diseases that occur during the period in which the Letter of Credit was in effect.
5. We hereby agree with the Division of Workers Compensation that the amounts requested under this Letter of Credit will be honored when such request is made in compliance with the terms set out in this Letter of Credit.
6. This credit is subject to the Uniform Customs and Practice for Documentary Credits (1993 Revision), International Chamber of Commerce Publication 500.

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Authorized Signature